

REMARKS

Entry of the foregoing amendments, reconsideration and reexamination of the subject application, as amended, pursuant to and consistent with 37 CFR remarks which follows, are respectfully requested.

By the present amendments, the non-elected claims have been cancelled to expedite prosecution. Additionally, claim 28 has been rewritten as new claim 78 which recites "somatic" rather than "differentiated" donor cells (in order to exclude germ cells). This amendment is made to expedite prosecution. In fact, as set forth in another pending application by the present assignee, it has been demonstrated by the present assignee that CICM cell lines may be derived from parthenogenically activated germ cells (oocytes), and given rise to different differentiated cell types.

Also, new dependent claims are presented which are directed to preferred embodiments of the invention. These claims find support at pages 18-19 of the specification. No new matter is introduced by these amendments.

Turning now to the Office Action, the double patenting rejection of claims 28-34 based on US Patent No. 6,235,970 is obviated by the Terminal Disclaimer submitted herewith. Withdrawal of this rejection is respectfully requested.

Claims 28, 30 and 32 stand rejected under 35 U.S.C §112 first paragraph. The rejection alleges that the claims are broader than the enabling disclosure

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because they encompass haploid (germ) donor cells. This rejection is moot as the claims have been amended to recite somatic donor cells.

Withdrawal of the §112 enablement rejection is respectfully solicited.

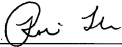
Claims 29, 31, 33 and 34 stand rejected based on prior art references. These rejections are all moot as these claims have been cancelled in order to expedite prosecution.

Based on the present amendments and remarks, this application is believed to be in condition for allowance. A notice to that effect is respectfully solicited.

However, if any issues remain outstanding, the Examiner is respectfully requested to contact the undersigned so that prosecution may be expedited.

Respectfully Submitted,

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